



# State of Tennessee

## PUBLIC CHAPTER NO. 455

HOUSE BILL NO. 387

By Representatives Williams, Matheny, Terry, Byrd, Crawford

Substituted for: Senate Bill No. 313

By Senator Jackson

AN ACT to amend Tennessee Code Annotated, Title 63, Chapter 4, relative to chiropractic physicians.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 63-4-101, is amended by deleting subsection (a) in its entirety and substituting the following language:

(1) As used in this chapter, unless the context otherwise requires:

(A) "Differential diagnosis" means the examination of body systems and structures of a patient to determine the source, nature, and extent of a disease or other physical condition for the purpose of establishing an appropriate plan of care for the patient, which may include referral to another provider for care that is outside the scope of practice of a chiropractic physician;

(B) "Diagnosis" means:

(i) The differential diagnosis of human ailments through examination and evaluation of patients and through diagnostic procedures necessary to clinically correlate a physical examination to a diagnostic impression;

(ii) The ordering of X-rays, advanced diagnostic imaging, and other diagnostic procedures;

(iii) The performance of X-rays and other non-invasive diagnostic procedures, as well as minimally invasive procedures for which the chiropractic physician has received training by an institution accredited by the Council on Chiropractic Education or its successor and which have been approved by the board of chiropractic examiners after consultation with the board of medical examiners; and

(iv) The collection of blood, urine, saliva, and hair for analysis; provided, however, venipuncture shall only be done by a phlebotomist or other person who is properly trained to draw blood;

(C) "Practice of chiropractic" means the diagnosis and treatment of patients, as defined in subdivisions (a)(1)(B) and (a)(1)(D); and

(D) "Treatment" means:

(i) The treatment of neuromuscular, musculoskeletal, and related conditions through the use of chiropractic adjustment and manipulation; physical agent modalities; manual, rehabilitative, and other therapeutic care; and mechanical, chemical, electrical, and thermal methods;

(ii) The use of acupuncture by a chiropractic physician who has completed two hundred fifty (250) hours of an accredited acupuncture course and has passed the National Board of Chiropractic Examiners Acupuncture Exam;

(iii) The location and removal of interference with nerve transmission and nerve function;

(iv) The making of appropriate referrals to other healthcare professionals for conditions that are outside the scope of practice of a chiropractic physician;

(v) The ordering of durable medical equipment for patients who need such equipment to assist in the restoration of their health under the plan of care for treatment of their neuromuscular, musculoskeletal, and related conditions; and

(vi) The provision of supportive care with due regard for nutrition, hygiene, sanitation, and rehabilitation designed to assist in the restoration and maintenance of a patient's health.

(2) Nothing in this chapter authorizes a chiropractic physician to engage in the practice of medicine and surgery or osteopathy, as defined in chapters 6 and 9 of this title, or to prescribe legend drugs or controlled substances.

SECTION 2. Tennessee Code Annotated, Section 63-4-101, is further amended by deleting the language of subsection (b) in its entirety and substituting the following language:

(b) As used in this chapter, "chiropractic physician" means a person who is a graduate of a chiropractic college accredited by the Council on Chiropractic Education or its successor, or is a graduate of an international chiropractic college approved by the board of chiropractic examiners, and who has received a license issued by the board of chiropractic examiners.

SECTION 3. Tennessee Code Annotated, Section 63-4-102(f), is amended by adding the following language immediately following the word "chiropractic":

within this state

SECTION 4. Tennessee Code Annotated, Section 63-4-103(1), is amended by deleting the word "given" and substituting the word "approved".

SECTION 5. Tennessee Code Annotated, Section 63-4-105(c), is amended by deleting the language "fifty dollars (\$50.00)" and substituting the language "one hundred dollars (\$100)".

SECTION 6. Tennessee Code Annotated, Section 63-4-112(c)(2)(A), is amended by deleting the language "the Tennessee Chiropractic Society".

SECTION 7. Tennessee Code Annotated, Section 63-4-123(a)(1), is amended by deleting the subdivision in its entirety and substituting the following:


(1) The board shall adopt rules that establish minimum educational standards and criteria for chiropractic therapy assistants performing physical agent modalities, physical treatment, and clinical services that are within the scope of practice of a chiropractic physician and, under the supervision of a chiropractic physician, either in the office of the chiropractic physician or in the presence of the chiropractic physician at another location.

SECTION 8. This act shall take effect July 1, 2017, the public welfare requiring it.

HOUSE BILL NO. 387

PASSED: May 9, 2017

  
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BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES

  
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RANDY MCNALLY  
SPEAKER OF THE SENATE

APPROVED this 25<sup>th</sup> day of May 2017

  
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BILL HASLAM, GOVERNOR